



Attorney's Docket No.: DIY-C1/SCH

2156/11
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Scott C. Harris Art Unit : 2156
Serial No.: 10/064,439 Examiner : Unassigned
Filed : July 14, 2002
Title : WEB BASED COMMUNICATION OF INFORMATION WITH
 RECONFIGURABLE FORMAT

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Director Group 2100

RECEIVED
SEP 06 2002
Technology Center 2100

PETITION TO MAKE SPECIAL UNDER
MPEP 708.02(VIII)

Sir:

A) Applicant hereby petitions to make this case special under the "Special Examining Procedure" outlined in MPEP 708.02(VIII). The Rule 17(i) fee of \$130 is attached.

B) All claims are believed directed to a single invention. Applicant agrees to make an election without traverse should the claims be found to be directed to multiple examinable inventions.

C) A pre-examination search was made. The search covered the following classes and subclasses:

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

08/30/2002 TBESHAW1 00000022 10064439

01 FC:122

130.00 OP

8-26-02

Date of Deposit

Janet Christy

Signature

Janet Christy

Typed/routed Name of Person Signing Certificate

709/206

709/207

705/16

705/40

705/41

235/380

709/206

705/37

705/36

705/40

705/26

705/39

709/206

705/75

D) One copy of each reference that is "most closely related to" the subject matter encompassed by the claims is submitted herein, and listed on a form PTO-1449. All of these documents are U.S. patents.

E) Detailed Discussion.

U.S. Patent No. 6,185,542 shows a system that communicates data over the Internet between a PC and a store computer. The customer tells the store the e-mail address of your PC, and after the transaction, the store computer sends an e-mail message to the PC. See column 2 lines 51-54. The e-mail message sent to the PC includes information indicative of the purchase. This patent teaches nothing about translating e-mail messages into a form that can interact with a Web Page. This patent does not teach receiving an e-mail message with instructions to interact with the web page as required by certain claims. This patent does not teach similar limitations of the other claims. One specifically advantageous limitation of defendant and auxiliary claims is the limitations of claim 6-8, for example which describes using this system to interact with an online auction system. Nothing in this patent teaches or suggests such interaction.

U.S. Patent No. 5,920,847 describes a bill paying system in which payments messages are sent between different banks and databases. This patent does not teach or suggest the features referred to above, including e-mail messages that can interact with a web page and specifically e-mail messages about an online auction system.

U.S. Patent 6,064,990 teaches a system where a user is notified of their account activity and the notification can be over e-mail. It does not teach the other claimed features referred to above.

U.S. Patent 5,826,241 teaches a system of allowing payments over the Internet between users. It does not teach the features discussed above, specifically, sending an email to interact with a web page.

U.S. Patent No. 6,405,204 teaches index alerts manned a desired item occurs such as a news story or a specified change in stock price. The alerts can be via e-mail. While the alert is sent to a user's e-mail, there is nothing that teaches the features discussed above, in which characteristics FROM the email are used to interact with a web page.

U.S. Patent No. 6,408,282 teaches a system of conducting securities transactions over the Internet. A graphical user interface is used. The system generates certain e-mail messages, but does not teach or suggest the features referred to above.

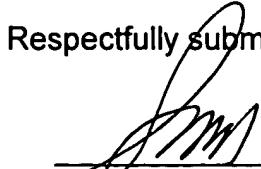
U.S. Patent No. 6,363,414 teaches a system that converts an e-mail message to a different format and retransmits it to another location. For example, the e-mail may be sent to a fax, pager or to the PC. However, there is no teaching or suggestion that the e-mail, once used in the PC, is used in the way now claimed.

A notice that the case has been made special is respectfully requested.

Please apply any charges or credits to our Deposit Account No. 50-1387.

Respectfully submitted,

Date: 8/26/02



Scott C. Harris
Reg. No. 32,030



23844

Customer No. 23844
Scott C. Harris, Esq.
P.O. Box 927649
San Diego, CA 92192
Telephone: (619) 823-7778
Facsimile: (858) 678-5082